



## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

TOMARI et al.

Attorney Docket No: 107348-00191

Application No. 10/041,586

Art Unit: 3681

Filed: January 10, 2002

Examiner: R. Lorence

For: ELECTROMAGNETIC CLUTCH STRUCTURE IN DRIVING FORCE  
DISTRIBUTION SYSTEM

**TERMINAL DISCLAIMER UNDER 37 CFR 1.321(b)**

Director of the U.S. PTO  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Petitioner, **HONDA GIKEN KOGYO KABUSHIKI KAISHA**, having its place of business at 1-1, Minami-Aoyama 2-chome, Minato-ku, Tokyo, Japan, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application No. 10/041,586, filed January 10, 2002, for **ELECTROMAGNETIC CLUTCH STRUCTURE IN DRIVING FORCE DISTRIBUTION SYSTEM**, the assignment for the application being recorded in the U.S. Patent and Trademark Office on April 8, 2002 at Reel 012768, Frame 0535. Petitioner is also the assignee of all right, title, and interest in and to U. S. Patent No. 6,637,572 B2, issued October 28, 2003, for **ELECTROMAGNETIC CLUTCH STRUCTURE IN DRIVING FORCE DISTRIBUTION SYSTEM**, the assignment for this

being recorded in the U.S. Patent and Trademark Office on April 1, 2002 at Reel 012743, Frame 0141.


Petitioner hereby disclaims the terminal part, if any, of any patent granted on U. S. Patent Application No. **10/041,586**, which would extend beyond the expiration date of U.S. Patent No. **6,637,572 B2**, and hereby agrees that any patent so granted on U. S. Patent Application No. **10/041,586** shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to U.S. Patent No. **6,637,572 B2**, this agreement to run with any patent granted on U. S. Patent Application No. **10/041,586**, and to be binding on its grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent granted on U. S. Patent Application No. **10041,586** In the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, **HONDA GIKEN KOGYO KABUSHIKI KAISHA**, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

Respectfully submitted,

**HONDA GIKEN KOGYO KABUSHIKI KAISHA**

By:   
Hiroshi Okubo (Senior Managing and  
Title: Representative Director)

Date: April 1, 2004

TECH/227291.2